

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Laura Richardson, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

**AAA SAFE DRIVER AWARDS TO
LONG BEACH POLICE DEPARTMENT SWORN EMPLOYEES**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

HEARINGS:

1. 06-1250 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of Borders Inc., dba Borders Books, Music and Cafe, 101 S. Pine Avenue, for a Permit for Entertainment Without Dancing by Patrons at an existing retail store. (District 2)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

2. 06-1251 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of Hush On Pine, Inc., dba Hush, 217 Pine Avenue, for a Permit for Entertainment With Dancing by Patrons at an existing restaurant. (District 2)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

3. 06-1252 Recommendation to receive supporting documentation into the record, conclude the hearing and declare ordinance amending zoning regulations regarding expansion of churches in the R-1-N zone with a Conditional Use Permit read the first time and laid over to the next regular meeting of the City Council for final reading (Case No. 0601-20). (Citywide)

Office or Department: PLANNING COMMISSION; PLANNING AND BUILDING

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 5:00 p.m. Each speaker is allowed three minutes to make their comments.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

CONSENT CALENDAR: (4 - 28)

4. 06-1273 Recommendation to receive and file report of the November 12-17, 2006 Washington, D.C. trip to discuss the top priorities for the City of Long Beach with members of Congress and the Administration.

Office or Department: MAYOR BOB FOSTER; COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

5. 06-1270 Recommendation to authorize City Attorney to submit Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay 1) \$10,000 for Compromise and Release, and 2) separate authority to pay \$5,000 for vocational rehabilitation benefits, in compliance with the Appeals Board Order for claim of Thanya Reyes.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

6. 06-1271 Recommendation to authorize City Attorney to submit Stipulations with Requests for Awards for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$11,174 for the claim of Maria Alarcon; \$5,720 for claim of Erik Burks; \$114,600.55 with further provision for a life pension, and \$10,000 for vocational rehabilitation benefits for the claim of Brian Grogan; \$16,277.50 and a separate authority to pay \$9,960 for the claim of Hugh Thomas McNicholl; \$3,960 and a separate authority to pay \$9,295 for the claim of Richard Montoya; and \$12,210 for the claim of Rudy Romero, in compliance with the Appeals Board Orders.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

7. 06-1272 Recommendation to authorize City Attorney to submit Stipulations with Request for Award and a Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$17,713.50 for Stipulations with Request for Award; and a separate authority to pay \$4,999 for a Compromise and Release, in compliance with the Appeals Board Order for claim of David Rosa.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

8. 06-1281 Recommendation to authorize City Attorney to pay the sum of \$10,000 in full settlement of lawsuit entitled Bering vs. City of Long Beach.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

9. 06-1265 Recommendation to authorize City Attorney to pay the sum of \$7,500 in full settlement of lawsuit entitled Servando Aguilar v. City of Long Beach.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
10. 06-1266 Recommendation to authorize City Attorney to pay the sum of \$6,500 in full settlement of lawsuit entitled Paula Miklovik v. City of Long Beach et al.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
11. 06-1267 Recommendation to authorize City Attorney to pay the sum of \$17,000 in full settlement of lawsuit entitled Patricia E. Ware v. City of Long Beach et al.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
12. 06-1231 Recommendation to receive and file report regarding legal issues related to parking restrictions.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
13. 06-1268 Recommendation to adopt resolution in support of the City's proposal to urge the Special Olympics Southern California (SOSC) to relocate its corporate headquarters and sporting facilities to the City of Long Beach.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
14. 06-1284 Recommendation to authorize City Manager to execute an agreement with Rutan & Tucker, LLP in the matter entitled, California Earth Corps v. State Lands Commission, City of Long Beach, Developers Diversified Realty, et al., Case No. 01CS01556.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

15. 06-1285 Recommendation to authorize City Manager to execute an amendment to Contract No. 29414 with Legal Counsel Ezra, Brutzkus, Gubner, LLP in the matter of Queen's Seaport Development, Inc., Case No. LA05-15175VZ.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
16. 06-1245 Recommendation to refer to City Attorney damage claims received between November 16, 2006 and November 30, 2006.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
17. 06-1253 Recommendation to adopt resolution authorizing City Manager to execute the Second Amendment to the Joint Powers Agreement creating the Spring Street Corridor Joint Powers Authority. (Districts 4,5,6,7)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.
18. 06-1254 Recommendation to authorize City Manager to execute a professional services contract with Post, Buckley, Schuh & Jernigan, Inc., dba PBS&J, for the preparation of plans, specifications and cost estimates for improvements to California Avenue in the amount of \$173,653; and authorize City Manager to execute any required amendments to the contract to extend the term, add services, increase the amount of the contract, and to adjust the fee schedule of hourly rates for inflation for any term extensions. (District 7)
Office or Department: COMMUNITY DEVELOPMENT; PARKS, RECREATION AND MARINE; PUBLIC WORKS

Suggested Action: Approve recommendation.
19. 06-1255 Recommendation to approve and authorize City Manager to execute an agreement with HdL Coren & Cone to provide property tax management and auditing services. (Citywide)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

20. 06-1256 Recommendation to adopt Specifications No. PA-02306 and award a contract to Safeway Signs for furnishing and delivering reflective traffic signs, in the total estimated annual amount of \$200,000 for the period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT; PUBLIC WORKS
- Suggested Action:** Approve recommendation.
21. 06-1257 Recommendation to adopt Specifications No. PA-00307 and award a contract to Bound Tree Medical, LLC; Life Assist, Inc.; McKesson Medical Surgical, Inc.; SAS Safety Corp, and Tri-anim Health Services for furnishing and delivering emergency medical supplies, in the total estimated annual amount of \$450,000 for the period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.
22. 06-1258 Recommendation to authorize City Manager to execute a three-year agreement with the County of Los Angeles for a sum of up to \$500,000 per year to assist in the cost of removing debris from the Los Angeles River deposited on City beaches and marinas. (Districts 2,3)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
23. 06-1278 Recommendation to authorize City Manager to execute the Second Amendment to Agreement No. 29238 with Community Hospital of Long Beach to provide Emergency Room Services to Long Beach jail inmates for an amount not to exceed \$350,000 for the period of May 1, 2006 through and including April 30, 2007, with an option to renew the agreement at the discretion of the City Manager for an additional one-year period for an amount not to exceed \$400,000. (Citywide)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.

24. 06-1260 Recommendation to authorize City Attorney to accept an irrevocable offer to dedicate an easement for the widening of the alley west of Molino Avenue and south of Sixth Street adjacent to 2514 East Sixth Street. (District 2)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

25. 06-1261 Recommendation to determine that the granting of Facility/Pipeline Permit Supplement No. S-14-06, under existing Facility/Pipeline Permit No. P-82-58, to McDonnell Douglas Corporation c/o Boeing Realty Corporation, will not be contrary to the public interest; and authorize City Manager to issue said permit supplement in accordance with Section 15.44.060, Permit Issuance, of the Long Beach Municipal Code. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

26. 06-1262 Recommendation to authorize City Attorney to accept two easement deeds for storm drain and access purposes; and authorize a quitclaim of the easement to the County of Los Angeles, related to the development of Douglas Park. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

27. 06-1263 Recommendation to authorize City Manager to execute an agreement and all related documents to purchase performance management software and implementation services from Performancesoft, Inc., in the amount of \$499,916. (Citywide)

Office or Department: TECHNOLOGY SERVICES

Suggested Action: Approve recommendation.

28. 06-1269 Recommendation to receive and file minutes of:
Harbor Commission - November 13, 2006.
Parks and Recreation Commission - October 19, 2006.
Water Commission - November 2, 2006.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

29. 06-1283 Recommendation to request City Manager refer the consideration of a
"Lynda Fritz Community Room" designation at the Los Altos Library to
the Housing and Neighborhoods Committee.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT

Suggested Action: Approve recommendation.

30. 06-1286 Recommendation to request City Attorney to prepare a resolution
revising the schedule of fees and charges to remove the fee charged by
the Planning and Building Department for appeals by a third party to the
City Council.

Office or Department: COUNCILWOMAN RAE GABELICH, EIGHTH
DISTRICT

Suggested Action: Approve recommendation.

31. 06-1264 Recommendation to adopt resolution expressing the City's support of the
development of a new County Courthouse in downtown Long Beach.
(District 2)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

32. 06-1279 Recommendation to receive and file the Beach Water Testing, Making Sense of the Grades Presentation.

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

ORDINANCES:

33. 06-1280 Recommendation to declare ordinance amending Long Beach Municipal Code Chapter 1.28 relating to record retention read the first time and laid over to the next regular meeting of the City Council for final reading.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

34. 06-1230 Recommendation to declare an urgency ordinance extending a temporary limitation (moratorium) of certain used car sales businesses on Long Beach Boulevard between Willow Street and Anaheim Street (PD-29) for an additional year, read and adopted and read. (Ordinance No. ORD-06-0053) (Districts 1,6)

Office or Department: PLANNING AND BUILDING

Suggested Action: Approve recommendation.

35. 06-1222 Recommendation to declare ordinance amending the Departmental Organization Ordinance, read and adopted as read. (Citywide)

Office or Department: HUMAN RESOURCES

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Thursday afternoon.

36.

37.

38.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Economic Development and Finance Committee (Attorney/Client) at 4:30 P.M., Council Lounge.

Monday, December 11, 2006 – Charter Amendment Committee at 7:00 P.M., Hughes Middle School.

Tuesday, December 12, 2006 – Charter Amendment Committee at 3:00 P.M., Council Chamber.

Thursday, December 14, 2006 – Charter Amendment Committee at 4:00 P.M., Council Chamber.

Monday, December 18, 2006 – Housing and Neighborhoods Committee at 5:30 P.M., Council Chamber.

Tuesday, December 19, 2006 – Charter Amendment Committee at 4:00 P.M., Council Chamber.

HEARING REMINDERS:

December 12, 2006 – Hearing to consider and approve ordinances extending the time limits by one year for the Poly High, Downtown and West Beach project areas. (Districts 1,2,6)

December 12, 2006 – Hearing for Broadlind Lounge LLC, dba The Basement, 149 Linden Avenue, B-100, for a Permit for Entertainment With Dancing by Patrons at an existing restaurant. (District 2)

December 12, 2006 – Hearing for consideration of appeal of the Planning Commission's decision to approve tentative Parcel Map No. 66552 to convert two detached residential units to condominiums, 4300 & 4302 East 15th Street (Case No. 0606-20). (District 4)

December 19, 2006 – Hearing for consideration of resolutions and ordinance pertaining to the Annexation of a portion of the Rancho Dominguez Sphere of Influence Area (Case No. 0611-01). (Citywide)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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